

**SUPREME COURT MINUTES
TUESDAY, APRIL 5, 2011
SAN FRANCISCO, CALIFORNIA**

S134792**PEOPLE v. HUGHES
(MERVIN RAY)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 13, 2011.

S158842**BARNWELL (LAMAR) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Geraldine S. Russell's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by June 1, 2012, counsel's request for an extension of time in which to file that document is granted to May 31, 2011. After that date, only six further extensions totaling about 360 additional days are contemplated.

S185961 C063661 Third Appellate District**PEOPLE v. STANLEY
(LEROY)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to May 11, 2011.

S189476**PERRY (KRISTIN M.)/(CITY
& COUNTY OF SAN
FRANCISCO) v. BROWN, JR.,
(EDMUND G.)/
(HOLLINGSWORTH)**

Order filed

The request for relief from default filed on April 5, 2011, by respondent, City and County of San Francisco, to file an untimely answer brief on the merits is hereby granted.

S191073**STEVENSON (GENGHIS
KHAN ALI) v. S.C. (PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

1017207-11

The HONORABLE ROBERT L. DONDERO, Associate Justice of the Court of Appeal, First Appellate District, Division One, is hereby assigned to assist the Supreme Court, as a justice thereof, on April 5, 2011, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

1017208-11

The HONORABLE WENDY CLARK DUFFY, Associate Justice of the Court of Appeal, Sixth Appellate District, is hereby assigned to assist the Supreme Court, as a justice thereof, on April 5, 2011, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

1017223-11

The HONORABLE FRANKLIN D. ELIA, Associate Justice of the Court of Appeal, Sixth Appellate District, is hereby assigned to assist the Supreme Court, as a justice thereof, on April 5, 2011, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

1017224-11

The HONORABLE ARTHUR GILBERT, Presiding Justice of the Court of Appeal, Second Appellate District, Division Six, is hereby assigned to assist the Supreme Court, as a justice thereof, on April 5, 2011, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

1017225-11

The HONORABLE PAUL R. HAERLE, Associate Justice of the Court of Appeal, First Appellate District, Division Two, is hereby assigned to assist the Supreme Court, as a justice thereof, on April 5, 2011, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

1017226-11

The HONORABLE H. WALTER CROSKEY, Associate Justice of the Court of Appeal, Second Appellate District, Division Three, is hereby assigned to assist the Supreme Court, as a justice thereof, on April 5, 2011, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

**SUPREME COURT MINUTES
TUESDAY, APRIL 5, 2011
LOS ANGELES, CALIFORNIA**

The Supreme Court of California convened in its courtroom in the Ronald Reagan State Office Building, Third Floor, South Tower, 300 South Spring Street, Los Angeles, California, on Tuesday, April 5, 2011, at 2:00 p.m.

Present: Chief Justice Tani Cantil-Sakauye, presiding, and Associate Justices Kennard, Baxter, Werdegar, Chin, and Corrigan.

NOTE: In light of the current vacancy on the California Supreme Court, a different justice of the Court of Appeal has been assigned to participate in each case scheduled for argument, pursuant to the court's established alphabetical rotation procedure.

Officers present: Frederick K. Ohlrich, Clerk, and Gail Gray, Calendar Coordinator.

The Honorable Kenneth R. Yegan, Associate Justice, Court of Appeal, Second Appellate District, Division Six, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the court at the bench.

S176943

Franchise Tax Board, Petitioner,

v.

Superior Court of San Francisco County, Respondent;

Tom Gonzales, as Personal Representative, etc., Real Party in Interest.

Cause called. Jeffrey A. Rich, Office of the Attorney General, argued for Petitioner.

Martin A. Schainbaum argued for Real Party in Interest.

Mr. Rich replied.

Cause submitted.

Justice Yegan, not participating in consideration of the following case, will not join the bench.

The Honorable Coleman A. Blease, Associate Justice, Court of Appeal, Third Appellate District, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the court at the bench.

S176923

The People, Plaintiff and Respondent,
v.
Quang Minh Tran, Defendant and Appellant.

Cause called. Marleigh A. Kopas, Court-appointed Counsel, argued for Appellant.
Collette C. Cavalier, Office of the Attorney General, argued for Respondent.

Ms. Kopas replied.
Cause submitted.

Justice Blease, not participating in consideration of the following case, will not join the bench.

The Honorable Victoria Gerrard Chaney, Associate Justice, Court of Appeal, Second Appellate District, Division One, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the court at the bench.

S085348

The People, Respondent,
v.
Gabriel Castaneda, Appellant.

Cause called. John Staley, Court-appointed Counsel, argued for Appellant.
Marvin E. Mizell, Office of the Attorney General, argued for Respondent.

Mr. Staley replied.
Cause submitted.

Court recessed until Wednesday, April 6, 2011, at 9:00 a.m.